

FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554

JAN 31 2003

OFFICE OF  
MANAGING DIRECTOR

Chad Bauer, President  
T/A Apartment Services, Inc.  
379 North University Avenue  
Suite #301  
Provo, Utah 84601

Re: Off Campus Telecommunications  
Fee Control No. 00000RROG-02-109  
Bill No. 02-CCB0159

Dear Mr. Bauer:

This is in response to your request filed on behalf of T/A Apartment Services, Inc. for waiver of late fees or penalties associated with the fiscal year (FY) 2001 regulatory fee. Our records reflect that your \$1285.00 regulatory fee has been received by the Commission, but that we have not yet received your late payment penalty of \$321.25.

You assert in your request that you mailed your FCC Form 159, dated September 6, 2001, to the Mellon Bank indicating that you wished to pay your FY 2001 Regulatory Fee by Mastercard. We have no record of Mellon Bank having received your form at that time. Upon being billed by the Commission for your delinquent FY 2001 fee, you subsequently sent a Form 159 to the Mellon Bank to pay your fee on May 21, 2002.

The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees and regulatees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. We find that T/A Apartments did not meet its obligation to file its regulatory fee to be received by the Commission on September 26, 2001, the final date of the regulatory fee filing window for FY 2001. You have not provided any proof that your FCC Form 159 and Mastercard information was received by Mellon Bank prior to that date. We therefore deny your request for waiver of the penalty for late payment of the fiscal year 2001 regulatory fee.

Chad Bauer, President

2.

A late payment fee in the amount of \$321.25 for FY 2001 is now due. The fee must be filed, together with a copy of Bill No.02-CCB0159, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark A. Reger', with a stylized flourish at the end.

Mark A. Reger  
Chief Financial Officer

Enclosure:

Copy of Bill No. 02-CCB0159

**Federal Communications Commission  
Bill Collection**

*FOR INQUIRIES CALL*  
1-202-418-1995

Bill Number	Bill Date	Please write your bill number on your remittance.
02-CCB0159	2/8/02	

T/A Apartment Services Inc.  
379 No University Ave  
Suite 301  
Provo UT 84601

*Payable to:*  
**Federal Communications  
Commission**  
*Send a copy of this bill to:*  
**Federal Communications  
Commission  
Revenue & Receivables Operations  
P.O. BOX 358835  
  
PITTSBURGH, PA 15251 - 5835**

Total Amount Due		Due Date
\$ 321.25	Total Amount Due Must Be Received By	3-10-02

BILL FOR UNPAID REGULATORY FEE OF \$ 1,285.00 AND 25% PENALTY OF \$321.25  
(PAYER FCC REGISTRATION NUMBER -FRN) REQUIRED.

Please attach a copy of this bill to your payment to ensure proper credit.

Payment Type Code	Quantity	Fee Due	
0099		\$ 321.25	\$ 321.25
Total Due			\$ 321.25

Payment Method:    Check    ☐ (Attach)  
                          Credit card    ☐ (Complete Below)

☐ MASTERCARD    ☐ VISA    ☐ AMERICAN EXPRESS    ☐ DISCOVER

Account No.:

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Expiration:

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Month	Year				

I hereby authorize the FCC to charge my MASTERCARD or VISA for the service(s) / authorization(s) herein described.

AUTHORIZED SIGNATURE

DATE

00000 RROB-02-109

## T/A APARTMENT SERVICES, INC.

*Off Campus Telecommunications*

379 North University Avenue, Suite #301 • Provo, UT 84601

Office (801) 379-3000 • (800) 370-1106 • Fax (801) 370-1104

Federal Communications Commission

Attn: C. Pride

Fax No. 202-418-2843

6 pages

Dear Ms. Pride,

This letter is a request to waive any penalties which may be levied based on the FCC Form 159 we sent to the FCC in September 2001. We have attached copies of the correspondence and forms provided to the FCC for payment of the fees due on this Advice.

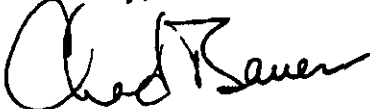
We sent the original Advice with payment via a Mastercard within the appropriate time frame. It wasn't until March that we found that the remittance had not been paid. By that time the expiration date had changed on the charge card and we sent a letter indicating the change. We did not want to alter the original FCC Form 159 as we felt we had sent it in appropriately the first time and did not want to make corrections on a form which demonstrated our willingness to report and pay on time.

We have had a number of mailings to resolve this simple problem. Cynthia, in the FCC office, has been very helpful in solving the problem, however she indicated she could not use the expiration date of the charge card from the letter to process the payment and required us to send another Advice, which is included.

We do not know why the first Advice was not processed in September. We do not know why it was March before it was intimated there was a problem. We feel the form and payment were submitted on time to the correct address and thus only the charges due should be assessed and not a penalty.

Thank you for your consideration.

Sincerely,



Chad Bauer  
President

RECEIVED SEP 27 2002